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11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**  
13

14 LEILA ORTIZ,	)	CIVIL NO. 1:23-cv-01727 (SS)-WBS-SKO
15 Plaintiff,	)	
16 v.	)	<b>STIPULATION TO VOLUNTARY</b>
17 MARTIN O'MALLEY,	)	<b>REMAND PURSUANT TO SENTENCE</b>
Commissioner of Social Security, <sup>1</sup>	)	<b>FOUR OF 42 U.S.C. § 405(g) AND TO</b>
18 Defendant.	)	<b>ENTRY OF JUDGMENT; ORDER</b>
19	)	

20  
21 IT IS STIPULATED by and between Plaintiff ("Plaintiff") and Defendant Martin  
22 O'Malley, Commissioner of Social Security ("Defendant"), through their undersigned counsel  
23 of record, that the above-entitled action shall be remanded to the Commissioner of Social  
24 Security for further administrative proceedings.  
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27 <sup>1</sup> Martin O'Malley became the Commissioner of Social Security on December 20, 2023.  
28 Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O'Malley should be substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 On remand, the Commissioner will develop the record as necessary; reconsider all  
2 relevant issues; offer the claimant the opportunity for a new hearing; and issue a new decision.  
3 The parties further request that the Court direct the Clerk of the Court to enter a final judgment  
4 in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

5 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the  
6 Social Security Act, 42 U.S.C. 405(g).

7  
8 Dated: May 14, 2024

/s/ Christopher J. Reichman\*

CHRISTOPHER J. REICHMAN

Attorney for Plaintiff

\*Authorized via e-mail on May 13, 2024

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By: /s/ Noah Schabacker

NOAH SCHABACKER

Special Assistant United States Attorney

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19 **ORDER**

20 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of  
21 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,  
22 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social  
23 Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social  
24 Security Act, 42 U.S.C. 405(g).

25  
26 Dated: May 17, 2024



WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE